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UNITED STATES BANKRUPTCY COURT

NORTHERN DISTRICT OF CALIFORNIA, SANTA ROSA DIVISION

In re
10 KINGSBOROUGH ATLAS TREE
11 SURGERY, INC.,
12
13 Debtor.
14

Case No. 25-10088
Chapter 11

**DECLARATION OF GABRIEL P.
HERRERA IN SUPPORT OF
APPLICATION FOR ORDER
SHORTENING TIME TO HEAR
MOTION FOR RELIEF FROM THE
AUTOMATIC STAY PURSUANT TO
STIPULATION OF THE PARTIES
REGARDING PERSONAL PROPERTY**

I, Gabriel Herrera, declare as follows:

1. I am an attorney duly admitted to practice law before this Court. I serve as counsel
for creditor Commercial Credit Group Inc. ("Creditor" or "CCG") in the above-captioned case. I
have personal knowledge of all facts stated herein. If called as a witness, I could and would
competently testify to all matters stated herein unless otherwise specified. I make this declaration
in support of Creditor's application for an order shortening time to hear CCG's motion for relief
from the automatic stay in order to allow Creditor to enforce its state law rights with respect to the
following personal property in which the Debtor seeks to abandon: (a) 2020 Bandit 18XP Chipper
(Doc. 153); (b) 2010 Bandit 19XP Chipper (Doc. 153); (c) 2020 Vermeer 42" Log Grappler (Doc.
153); (d) 2020 Felling Equipment Trailer (Doc. 153); (e) 2010 Vermeer SC292 Stump Grinder (Doc.
153); (f) 2017 Caterpillar 208-D Excavator (Doc. 154); (g) 2017 Rotobec Rotating Grapple
Attachment (Doc. 154); (h) 2019 Vermeer CTX (Doc. 154); and (i) a residential customer list (Doc.
152) (collectively "Personal Property").

1 2. The docket reflects that on or about June 11, 2025, the Debtor filed three Notices of
2 Proposed Abandonment of Personal Property, seeking to abandon the Personal Property. The
3 Notices of Proposed Abandonment are set to be heard on July 1, 2025. The Notices are shown as
4 Docket Nos. 152-154.

5 3. On or about June 18, 2025, the Creditor and the Debtor entered into a Stipulation for
6 Relief from the Automatic Stay. Under the terms of the Stipulation, the parties agreed that CCG
7 shall have relief from stay to enforce its state law rights with respect to the Personal Property in the
8 event the Personal Property is abandoned.

9 4. In addition, I requested that the Debtor stipulate that the hearing on this motion be
10 shortened given that the abandonment is set to be heard on July 1, 2025. The Debtor, through
11 counsel, stipulated and agreed that the motion can be heard on shortened time. An order shortening
12 time, in my opinion, is warranted given that the Debtor intends on abandoning the Personal Property,
13 the hearing is set on July 1, 2025, and the next hearing date on proper notice would not be until
14 August 2025.

15 I declare under penalty of perjury under the laws of the State of California that the foregoing
16 is true and correct.

17 || Executed June 20, 2025, at Sacramento, California.



GABRIEL P. HERRERA